

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

STANDING HEARING OFFICER DIRECTIVE

DOCKET NO. 2021-210-E ORDER NO. 2022-42-H

MAY 6, 2022

STANDING HEARING OFFICER: C. Jo Anne Wessinger Hill

DOCKET DESCRIPTION:

Request of Clifton Power Company on the Public Service Commission's Jurisdiction of Electric Vehicle Charging Station

MATTER UNDER CONSIDERATION:

Petition to Intervene of Duke Energy Carolinas, LLC ("DEC") and Duke Energy Progress, LLC ("DEP") (together "the Companies") filed April 26, 2022

CHIEF HEARING OFFICER'S ACTION:

This matter comes before the Hearing Officer on the Petition to Intervene of DEC and DEP in this Docket. The Petition has been timely filed and within the deadline to file a Petition to Intervene on April 27, 2022.

After it has been determined that the Petition to Intervene has been timely filed, the next question for the Commission is to determine whether or not the petitioning party or parties have clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that parties filing a Petition to Intervene in a matter pending before the South Carolina Public Service Commission must set forth clearly and concisely:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;
- (b) The grounds of the proposed intervention;
- (c) The position of the petitioner in the proceeding.

DEC is a public utility engaged in the generation, transmission, distribution, and sale of electric energy in the western portion of South Carolina and central and western portions of North Carolina. It is a public utility under the laws of South Carolina and is subject to the jurisdiction of this Commission with respect to its operations in this State.

DEP is a public utility engaged in the generation, transmission, distribution, and sale of electric energy in the eastern portion of South Carolina and western portions of North Carolina. It is a public utility under the laws of South Carolina and is subject to the jurisdiction of this Commission with respect to its operations in this State.

The Commission opened this proceeding on the request of Clifton Power Company, a manufacturer and installer of electric vehicle charging stations in South Carolina. In its request,

Clifton states that its charging stations are located throughout the state in service areas assigned to investor-owned utilities, the South Carolina Public Service Authority, and electric cooperatives.

The Companies assert that they have a real and substantial interest in the subject matter of the above-captioned proceeding, in that the outcome of the proceeding could impact regulated utilities like the Companies. As public utilities, the Companies' interests are directly affected by the outcome of this proceeding and cannot be adequately represented by any other party. Accordingly, the Companies submit that good cause exists for the Commission to allow the Companies to participate as intervenors in the above-captioned proceeding. The Companies have not developed a final position in this matter, but reserve the right to modify, amend or expand any position the Companies develop during the course of this proceeding, including any position espoused herein.

From the discussion and assertions in the Petition, this Hearing Officer holds that ECSC and Central have satisfied the first two of the criteria for intervention stated in the Regulation. The Petitioners' interest in these matters can clearly be discerned, as can the grounds for the intervention. Although, the Companies have not stated a position, they have stated that they may develop one during the course of this proceeding, which is satisfactory.

Further, the Petition to Intervene was timely filed and there are no objections to the intervention. Accordingly, the Petition to Intervene of Duke Energy Carolinas, LLC and Duke Energy Progress, LLC is hereby granted in this Docket.

This ends the Hearing Officer's Directive.